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8 **UNITED STATES DISTRICT COURT**

9 **EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**

10  
 11 METROPOLITAN LIFE INSURANCE  
 COMPANY, a New York corporation,

12 Plaintiff,

13 vs.

14 ACDF, LLC, a California limited liability  
 company, et al.,

15 Defendants.

16 Lead Case No. 1:24-cv-01261-KES-SAB

17 Consolidated with Case Nos:  
 1:24-cv-01226; 1:24-cv-01230; 1:24-cv-  
 01231; 1:24-cv-01232; 1:24-cv-01233; 1:24-  
 cv-01235; and 1:24-cv-01241

18 **SUPPLEMENT TO RECEIVER'S  
 MOTION FOR APPROVAL OF SALE  
 PROCEDURES RE: MINUTE ORDER  
 DATED MARCH 6, 2025 [ECF NO. 112]**

19 Hearing:

20 Date: March 17, 2025

21 Time: 1:30 p.m.

22 Place: Robert E. Coyle U.S. Courthouse  
 2500 Tulare Street

23 Courtroom 6, 7th Floor

24 Fresno, CA 93721

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- Affects All Cases
- Affects Metropolitan Life Ins. Co. v. ACDF, LLC, et al., 1:24-cv-01261
- Affects Metropolitan Life Ins. Co. v. FNF Farms, LLC, et al., 1:24-cv-01226
- Affects Metropolitan Life Ins. Co. v. & A Farms, LLC, et al., 1:24-cv-01230
- Affects Metropolitan Life Ins. Co. v. Maricopa Orchards, LLC, et al., 1:24-cv-01231
- Affects Brighthouse Life Ins. Co. v. Kamm South, LLC, et al., 1:24-cv-01232
- Affects Brighthouse Life Ins. Co. v. Manning Avenue Pistachios, LLC, et al., 1:24-cv-01233 Case No. 1:24-cv-01233

1                    Affects Brighthouse Life Ins. Co. v.  
 2                   ACDF, LLC, et al., 1:24-cv-01235  
 3                    Affects MetLife Real Estate Lending,  
 4                   LLC v. Panoche Pistachios, LLC, et  
 5                   al., 1:24-cv-01241

6                   Phillip Christensen, as Receiver (the “Receiver”), hereby submits this supplemental reply  
 7                   in support of his *Motion for Approval of Sale Procedures* (ECF No. 101) (the “Motion”),<sup>1</sup> only  
 8                   with respect to the Court’s Minute Order dated March 6, 2025 (the “Minute Order”), as follows:

9                   1.           The Motion before the Court is for approval of the Sale Procedures. Additional  
 10                  notice to interested parties with respect to each sale of each of the Subject Properties is  
 11                  contemplated by the Sale Procedures in Motion.

12                  2.           As set forth in the Motion, the Receiver does not request authority to sell free and  
 13                  clear of any liens or interests other than the consensual liens. See Motion and page 10, lines 1-6.

14                  3.           In response to the Minute Order, the Receiver is contemporaneously herewith filing  
 15                  and serving supplemental notice of the hearing on the Motion to all parties listed on title reports  
 16                  with respect to the Subject Properties, to the extent mailing addresses are available.

17                  4.           The supplemental declaration of Zev Shechtman also filed contemporaneously  
 18                  herewith describes the process for preparing that supplemental service list.

19                  The Receiver respectfully requests: (A) that the Court approve the form of supplemental  
 20                  notice filed contemporaneously herewith; (B) grant the Motion in its entirety; and (C) enter such  
 21                  other and further relief the Court deems just and proper in the circumstances.

22  
 23 DATED: March 10, 2025

SAUL EWING LLP

24  
 25 By:

  
 26 ZEV SHECHTMAN

27  
 28 Attorneys for Phillip Christensen, as Receiver

<sup>1</sup> Unless stated otherwise, defined terms are the same as in the Motion.

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this case. My business address is: **Saul Ewing  
1888 Century Park East, Suite 1500, Los Angeles, CA 90067.**

A true and correct copy of the document entitled: Supplement to Receiver's Motion for Approval of Sale Procedures re: Minute Order Dated March 6, 2025 [ECF NO. 112] will be served or was served on the judge in chambers in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING**

**(NEF):** The foregoing document will be served by the court via NEF and hyperlink to the document. On March 10, 2025, I checked the CM/ECF docket for this case and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On March 10, 2025, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FAXCIMILE**

**TRANSMISSION OR EMAIL** (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 on March 10, 2025, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

March 10, 2025      Hannah Richmond      /s/ Hannah Richmond  
Date                Printed Name                Signature

1 **1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING  
(NEF):**

- 2 • **Mark Anishchenko**  
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- 3 • **Robert Cullen Barton**  
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16 **2. SERVED BY UNITED STATES MAIL (continued):**

17 John A. Bezmalinovic, General Counsel  
18 Katrina Ingrao  
19 The Assemi Group  
20 5260 N. Palm Ave., Suite 421  
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11835 W. Olympic Blvd., Suite 415E  
Los Angeles, Ca 90064

21 Ashlan & Hayes Investments, LLC  
22 c/o Agent for Service of Process  
23 John A. Bezmalinovic, General Counsel  
24 The Assemi Group  
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Fresno, CA 93704

Grantor Fresno Clovis Investments, LLC  
c/o Agent for Service of Process  
John A. Bezmalinovic, General Counsel  
The Assemi Group  
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Fresno, CA 93704

25 Dirk B. Paloutzian  
26 Natalya M. Ferdinand  
27 Baker Manock & Jensen, PC  
5260 North Palm Avenue, Suite 201  
Fresno, California 93704

1     **3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE**  
2     **TRANSMISSION OR EMAIL (continued) :**

3     **VIA EMAIL:**

4     •     JBezmalinovic@assemigroup.com  
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